

MEMBERS SITTING		VOTE OF THE BOARD				
		HON	GEN	ADJUTANT	OTHER	DENY
COL LLOYD F. LeROY						
COL FREDERICK W. HORNICK						X
LT COL STEVEN A. SIMON						X
LT COL NORMAN L. BURSON						X
LT COL DAVID A. CHRISTIANSON						X
ISSUES A92.35, A94.05		INDEX NUMBER A67.10		EXHIBITS SUBMITTED TO THE BOARD		
HEARING DATE 980902		CASE NUMBER FD97-00137		1	ORDER APPOINTING THE BOARD	
				2	APPLICATION FOR REVIEW OF DISCHARGE	
				3	LETTER OF NOTIFICATION	
				4	BRIEF OF PERSONNEL FILE	
					COUNSEL'S RELEASE TO THE BOARD	
					ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE	
				X	TAPE RECORDING OF PERSONAL APPEARANCE HEARING	
APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE ARE DISCUSSED ON THE ATTACHED AFHQ FORM 0-454.						
REMARKS Case heard at Dobbins, ARB, GA Advise applicant of the decision of the Board.						
SIGNATURE OF RECORDER <i>Steven A. Simon</i> STEVEN A. SIMON, COLONEL, USAF			SIGNATURE OF BOARD PRESIDENT LLOYD F. LeROY, COLONEL, USAF			
INDORSEMENT					DATE 98/09/22	
TO: SAF/MBR 650 C Street West, Suite 40 RANDOLPH AFB, TX 78150-4742			FROM: SECRETARY OF THE AIR FORCE PERSONNEL COUNCIL AIR FORCE DISCHARGE REVIEW BOARD 1536 COMMAND DR, EE WING 3rd Floor ANDREWS AFB MD 20331-7002			
ADVISE THE APPLICANT, NEXT OF KIN, LEGAL GUARDIAN OR OTHER OF THE BOARD'S DECISION. SEE REMARKS SECTION FOR ADDITIONAL INSTRUCTIONS.						

**GENERAL:** The applicant appeals for upgrade of discharge to Honorable.

The applicant appeared and testified before the Discharge Review Board without counsel at Dobbins ARB, Georgia on September 2, 1998.

The attached brief contains the available pertinent data on the applicant and the factors leading to the discharge.

**FINDINGS:** Upgrade of discharge is denied.

The Board finds that neither evidence of record nor that provided by the applicant substantiates an inequity or impropriety which would justify a change of discharge.

The applicant's issues are listed in the attached brief and at Attachment 2.

Issues 1 and 3 are similar and will be addressed together. The applicant contended her misconduct was of a minor nature and that she wasn't given the opportunity to explain herself. The Board carefully reviewed the record and noticed the applicant provided responses to many of her incidents and submitted a lengthy response to the discharge Notification Memorandum. The Board, finding no evidence to support her second claim, determined the negative aspects of her service outweighed the positive and concluded that the General discharge was appropriate.

Issues 2 and 4 are similar and will be addressed together. The applicant stated she was not given sufficient opportunity to correct her mistakes and learn what the military expected of her. The Board reviewed the documentation of counseling and discipline, which was quite extensive for such a short period of service, and found she was given ample opportunity to conform her behavior to military standards. Consequently, the Board found the issues to be without merit.

**CONCLUSIONS:** The Discharge Review Board concludes that the discharge was consistent with the procedural and substantive requirements of the discharge regulation and was within the discretion of the discharge authority and that the applicant was provided full administrative due process.

In view of the foregoing findings, the Board further concludes that there exists no legal or equitable basis for upgrade of or change of reason for discharge, thus the applicant's discharge should not be changed.

**2 Attachments:**

1. Examiner's Brief
2. Additional Issues

02 SEP 1998

FD97-00137

DEPARTMENT OF THE AIR FORCE  
AIR FORCE DISCHARGE REVIEW BOARD  
ANDREWS AFB, MD

[REDACTED]

(Former AB)

1. MATTER UNDER REVIEW: Appl rec'd a GEN Disch fr USAF 95/12/07 UP AFI 36-3208, Para 5.49 (Misconduct). Appeals for HON Disch.
2. BACKGROUND:
  - a. DOB: 72/11/05. Enlmt Age: 22 4/12. Disch Age: 23 1/12. Educ: (RIP reflects) H/S Grad or Equiv. AFQT: 523. AQE: M-33, A-93, G-50, E-38. PAFSC: 1C331 - Command & Control Apr. DAS: 95/07/15.
  - b. Prior Sv: AFRes 95/03/17 - 95/03/29 (13 Das) (Inactive).
3. SERVICE UNDER REVIEW:
  - a. Enld as AB 95/03/30 for 4 yrs. Svd: 8 Mos 8 Das, all AMS.
  - b. Grade Status: AMN 95/09/30  
AB 95/10/18 (Art 15 dtd 95/11/01)
  - c. Time Lost: NONE
  - d. Art 15's: (1) 95/11/01, Moody AFB, in viol of UCMJ, Art 86, You did, o/a 95/10/08, without authority, fail to go at the time prescribed to your appointed place of duty, to wit: Bldg 8227. (Oral/written mitigation). Rdn to AB. (Appealed; denied).
  - e. CM: NONE
  - f. Record of Sv: NONE
  - g. Awards & Decs: AFTR, & NDSM
  - h. Stmt of Sv: TMS: 8 Mos 21 Das  
TAMS: 8 Mos 8 Das

4. BASIS ADVANCED FOR REVIEW: Appln (DD Fm 293) dtd 97/02/01.  
(Change Discharge to Honorable)  
(No Issues Submitted)

97/09/19/drh

FD97-00137



**DEPARTMENT OF THE AIR FORCE**

**HEADQUARTERS 347TH WING (ACC)  
MOODY AIR FORCE BASE, GEORGIA**

22 Nov 95

MEMORANDUM FOR AB [REDACTED]

FROM: 347 MSS/CC

SUBJECT: Addendum to Notification Memorandum

1. On 2 November 1995 you were served with a notification memorandum by which the squadron commander at the time notified you of his recommendation that you be discharged under AFI 36-3208, paragraph 5.49, with an under honorable conditions (general) discharge. I hereby amend that letter to add, as an additional reason for discharge, the following:

On or about 25 October 1995, you failed to return to your duty section on time from your lunch break. Further, on or about 1 November 1995, you made a false statement to the First Sergeant, knowing it to be false, by stating that you had returned to duty around 1415 when in fact you did not return until around 1445. For these offenses, you were given a letter of reprimand, dated 16 Nov 95 (attached).

2. You have the right to again consult counsel. I have made an appointment for you to consult [REDACTED] in Building 5109, Room 3, on Tuesday, 28 November 1995 at 0915. Please take your copy of the original Notification Memorandum and this Addendum with all attachments with you to your appointment. You may consult civilian counsel at your own expense.

3. On 13 November 1995 you submitted statements to be considered by the separation authority. You have the right to submit additional statements in your own behalf. Any additional statements you want the separation authority to consider must reach me within three (3) duty days after receipt of this addendum, unless you request and receive an extension for good cause shown. I will send any statements you submit to the separation authority with the statements you have already submitted.

4. If you fail to consult counsel or submit additional statements, your failure will constitute a waiver of your right to do so.

5. Any personal information you furnish in rebuttal is covered by the Privacy Act Statement. A copy of AFI 36-3208 is available for your use in the orderly room.

FD97-00137

6. Execute the attached acknowledgement and return it to me immediately.



USAF

Commander, 347th Mission Support Squadron

**Attachments:**

1. Supporting Documents, Reasons for Discharge:  
Memorandum, 16 Nov 95, w/atch
2. Receipt of Addendum



DEPARTMENT OF THE AIR FORCE  
HEADQUARTERS 347TH WING (ACC)  
MOODY AIR FORCE BASE, GEORGIA

FD 97-00137

2 Nov 95

MEMORANDUM FOR AB [REDACTED] 347 MSS

FROM: 347 MSS/CC

SUBJECT: Notification Memorandum

1. I am recommending your discharge from the United States Air Force for minor disciplinary infractions. The authority for this action is AFPD 36-32 and AFI 36-3208, paragraph 5.49. If my recommendation for discharge is approved, your service will be characterized as under honorable conditions (general), or honorable. I am recommending that your service be characterized as under honorable conditions (general).

2. My reasons for this action are as follows:

a. On or about 7 Aug 95, without authority, you were two hours and 45 minutes late reporting to work. You were also directed by [REDACTED] to provide the command post a telephone number where you could be reached while out of the area the previous weekend. You did not do this. For this offense, you were counseled, as documented by a memorandum, dated 16 Aug 95 (Atch 1a).

b. On or about 30 Aug 95, you were disrespectful toward a superior commissioned officer and insubordinate toward a noncommissioned officer. For these offenses, you were counseled, as documented by a memorandum, dated 30 Aug 95 (Atch 1b).

c. On or about 8 Oct 95, you did, at Moody Air Force Base, Georgia, without authority, fail to go at the time prescribed to your appointed place or duty, to wit: Building 8227, Moody Air Force Base, Georgia. For this offense, you received nonjudicial punishment pursuant to Article 15, UCMJ, dated 18 Oct 95. Punishment included a reduction to airman basic (Atch 1c).

Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The commander exercising Special Court-Martial (SPCM) jurisdiction or a higher authority will decide whether you will be discharged or retained in the Air Force and, if you are discharged, how your service will be characterized. If you are discharged, you will be ineligible for re-enlistment in the Air Force.

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3. You have the right to consult counsel. Military legal counsel has been obtained to assist you. I have made an appointment for you to consult [REDACTED] in Bldg 5109, Room 3, on 7 Nov 95 at 0930. Please take your copy of this Notification Memorandum and the attachments with you to your appointment. You may consult civilian counsel at your own expense.
4. You have the right to submit statements in your own behalf. Any statements you want the separation authority to consider must reach me within three duty days after receipt of this notification letter, unless you request and receive an extension for good cause shown. **If your appointment with defense counsel is beyond three duty days after receipt of this letter, you should contact the Area Defense Counsel office at extension 7-3421 to obtain a delay request. I will send any statement(s) you submit to the separation authority.**
5. If you fail to consult counsel or to submit statements in your own behalf, your failure will constitute a waiver of your right to do so.
6. You have been scheduled for a medical examination. You must report to the Moody Air Force Base Hospital, Physical Exams Section, Bldg 3296, at 0730 on 3 Nov 95 for the examination. **This is a mandatory appointment.**
7. Any personal information you furnish in rebuttal is covered by the Privacy Act Statement. A copy of AFI 36-3208, is available for your use in the orderly room.
8. Execute the attached acknowledgment (Atch 2) and return it to me immediately.

[REDACTED]  
USAF  
Commander, 347th Mission Support Squadron

Attachments:

1. Supporting Documents, Reasons for Discharge
  - a. Memorandum, 16 Aug 95
  - b. Memorandum, 30 Aug 95
  - c. AF Form 3070, 18 Oct 95
2. Receipt of Notification Memorandum